

GOVERNMENT OF TELANGANA
ABSTRACT

Public Services – APCS (Ex.Br.) Rules – Deputy Collectors – Sri M.Balaiah, Special Deputy Collector (Retd.) – Disciplinary action initiated – Written statement of Defense is submitted – Further action dropped – Orders – Issued.

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REVENUE (VIGILANCE-I) DEPARTMENT

G.O.RT.No. 178

Dated:19-11-2014

Read the following:

- 1) From the CCLA & Spl.C.S., A.P., Hyderabad, Lr.No.VSI (4-2)/1018/2009, dated 31.01.2012.
- 2) Lr. of the District Collector & Magistrate, Lr.No.A4/163/2008, dated 16.10.2010.
- 3) G.O.Rt.No.1182, Rev. (Vig.II) Deptt., dated 07.08.2012.
- 4) From Sri M.Balaiah, Spl.Deputy Collector (Retd.) reorientation dated 20.10.2012 and 18.3.2013.
- 5) Govt. Memo No.6035/Vig.III(2)/2012, dated 27.02.2013.
- 6) From the Collector & District Magistrate, Mahaboobnagar District, Lr.No.A4/163/2008, dated 11.06.2013.
- 7) APAT orders dated 26.8.2014 in O.A.No.5021/2013 with M.A.No.1839/2014.

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ORDER:

The Chief Commissioner of Land Administration & Special Chief Secretary Hyderabad has furnished the report in the reference 1st read above and based on the draft articles of charges submitted by the District Collector & Magistrate, Mahaboobnagar in the reference 2nd read above, article of charges were framed against Sri M.Balaiah, formerly Tahsildar, Koilkonda, Mahaboobnagar District and presently Special Deputy Collector (Retired) on the allegation for assigning Government lands to ineligible persons in Sy.No.74/45 of Parikiveedu (V) Koilkonda (M), Mahabubnagar District in the reference 3rd read above, duly calling for his written statement of defence. Accordingly, the Charged Officer has submitted his written statement of defence denying the charge and requested to drop further action against him in the reference 4th read above and while furnishing the explanation submitted by the charged officer, the Collector, Mahabubnagar District has been requested to furnish remarks on the written statement of defence vide reference 5th read above.

2. The Collector & District Magistrate, Mahaboobnagar has submitted his enquiry report in the reference 6th read above stating that the charged officer is primarily responsible for processing the assignment of land proposals in favour of ineligible persons and also stated that there may be loss due to the negligence of the charged officer Sri M.Balaiah, formerly Tahsildar, since Government land was alleged to assigned to the ineligible persons.

3. Aggrieved by the Government order vide reference 1st read above, the Charged Officer has filed O.A.No.5021/2013 before the Andhra Pradesh Administrative Tribunal. The Andhra Pradesh Administrative Tribunal vide reference 7th read above, delivered the judgement and directed the respondents to take further action, including dropping of enquiry against the applicant under G.O.Rt.No.1182, Revenue (Vig.III) Department, dated 7.8.2012, by taking into consideration his detailed written statement dated 20.10.2012 and 18.3.2013 and if the respondents feel that departmental enquiry is still necessary, they shall complete the enquiry within a period of six weeks from the date of receipt of a copy of this order, including passing of final orders, failing which, they shall release all the retrial benefits of the applicant, including Gratuity. M.A. is closed."

4. Government have examined the matter and observed that the case was initiated after his retirement on irregularities which took place more than four years back which is barred by the limitation under rule 9(2)(b)(ii) of Pension Rules and hence decided to drop further action against the said Charged Officer.

(P.T.O.)

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5. Therefore, after careful examination of the matter, keeping in view the orders of the Hon'ble Tribunal in O.A.No.5021/2013, dated 26.8.2014, Government hereby dropped further action against Sri M.Balaiah, formerly Tahsildar, Koilkonda (M), Mahaboobnagar District and presently Special Deputy Collector (Retd.) in Kurnool District.

6. The Chief Commissioner of Land Administration & Special Chief Secretary, Telangana, Hyderabad is therefore requested to take necessary further action in the matter accordingly.

(BY ORDER IN THE NAME OF THE GOVERNOR OF TELANGANA)

B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration &
Special Chief Secretary, Telangana, Hyderabad.
Sri M.Balaiah, the then Tahsildar, Koilkonda,
Mahaboobnagar and formerly special Deputy Collector (Retd.)
Kurnool District (Through the Chief Commissioner of Land Administration &
Special Chief Secretary, Hyderabad)
Copy to:
The Collector & District Magistrate, Mahaboobnagar.
SF./SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER